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6 **UNITED STATES DISTRICT COURT**
7 **CENTRAL DISTRICT OF CALIFORNIA**
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9 **[CLOSED]**
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11 SECURITIES AND EXCHANGE
12 COMMISSION,

13 Plaintiff,

14 vs.

15 NEWPOINT FINANCIAL SERVICES,
16 INC.; JOHN FARAH; GISSOU
17 RASTEGAR FARAH; and ELAHEH
18 AMOUEI,

19 Defendants,

20 and

21 TRIPLE "J" PLUS, LLC; QUIFF
22 INVESTMENTS, LTD.; JUSTIN P.
23 FARAH; and JOSHUA A. FARAH,

24 Relief Defendants.
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Case No. CV 10-00124 DDP (JEMx)

**FINAL JUDGMENT OF NEWPOINT
FINANCIAL SERVICES, INC.**

1 The Securities and Exchange Commission (“SEC”) having filed a Complaint
 2 and First Amended Complaint, and Defendant NewPoint Financial Services, Inc.
 3 (“Defendant”) having entered a general appearance; consented to the Court’s
 4 jurisdiction over Defendant and the subject matter of this action; consented to entry
 5 of this Final Judgment without admitting or denying the allegations of the First
 6 Amended Complaint (except as to jurisdiction), waived findings of fact and
 7 conclusions of law; and waived any right to appeal from this Final Judgment.

8 I.

9 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Defendant
 10 is permanently restrained and enjoined from violating, directly or indirectly,
 11 Section 10(b) of the Securities Exchange Act of 1934 (the “Exchange Act”), 15
 12 U.S.C. § 78j(b), and Rule 10b-5 promulgated thereunder, 17 C.F.R. § 240.10b-5,
 13 by using any means or instrumentality of interstate commerce, or of the mails, or
 14 of any facility of any national securities exchange, in connection with the purchase
 15 or sale of any security:

- 16 (a) to employ any device, scheme, or artifice to defraud;
- 17 (b) to make any untrue statement of a material fact or to omit to state a
 18 material fact necessary in order to make the statements made, in the
 19 light of the circumstances under which they were made, not
 20 misleading; or
- 21 (c) to engage in any act, practice, or course of business which operates or
 22 would operate as a fraud or deceit upon any person.

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as
 24 provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also
 25 binds the following who receive actual notice of this Final Judgment by personal
 26 service or otherwise: (a) Defendant’s officers, agents, servants, employees, and
 27 attorneys; and (b) other persons in active concert or participation with Defendant
 28 or with anyone described in (a).

II.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is permanently restrained and enjoined from violating Section 17(a) of the Securities Act of 1933 (“Securities Act”), 15 U.S.C. § 77q(a), in the offer or sale of any security by the use of any means or instruments of transportation or communication in interstate commerce or by use of the mails, directly or indirectly:

- (a) to employ any device, scheme, or artifice to defraud;
- (b) to obtain money or property by means of any untrue statement of a material fact or any omission of a material fact necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading; or
- (c) to engage in any transaction, practice, or course of business which operates or would operate as a fraud or deceit upon the purchaser.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Final Judgment by personal service or otherwise: (a) Defendant’s officers, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendant or with anyone described in (a).

III.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant is permanently restrained and enjoined from violating Section 5(a) and 5(c) of the Securities Act, 15 U.S.C. § 77e(a) & (c), by, directly or indirectly, in the absence of any applicable exemption:

- (a) Unless a registration statement is in effect as to a security, making use of any means or instruments of transportation or communication in

interstate commerce or of the mails to sell such security through the use or medium of any prospectus or otherwise; or

* * *

- (c) Making use of any means or instruments of transportation or communication in interstate commerce or of the mails to offer to sell or offer to buy through the use or medium of any prospectus or otherwise any security, unless a registration statement has been filed with the Commission as to such security, or while the registration statement is the subject of a refusal order or stop order or (prior to the effective date of the registration statement) any public proceeding or examination under Section 8 of the Securities Act, 15 U.S.C. § 77h.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, as provided in Federal Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who receive actual notice of this Final Judgment by personal service or otherwise: (a) Defendant's officers, agents, servants, employees, and attorneys; and (b) other persons in active concert or participation with Defendant or with anyone described in (a).

IV.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that Defendant shall pay disgorgement of \$21,687,713.67, which disgorgement amount is deemed satisfied by the distributions made by the Receiver to the investors in this proceeding.

V.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that the SEC is has determined to forego seeking a civil penalty against Defendant.

VI.

IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED that the Consent is incorporated herein with the same force and effect as if fully set

1 forth herein, and that Defendants shall comply with all of the undertakings and
2 agreements set forth therein.

3 **VII.**

4 IT IS HEREBY FURTHER ORDERED, ADJUDGED, AND DECREED
5 that this Court shall retain jurisdiction of this matter for the purposes of enforcing
6 the terms of this Final Judgment.

7 **VIII.**

8 There being no just reason for delay, pursuant to Rule 54(b) of the Federal
9 Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment
10 forthwith and without further notice.

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12 Dated: February 26, 2016



13 HONORABLE DEAN D. PREGERSON
14 UNITED STATES DISTRICT JUDGE
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